

6-10-04

RCE/3754\$

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DOCKET NO.: CC-3404/A0397US2

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In Re Application of:**

**Valentin Hierzer**

**Confirmation No.: 9205**

**Application No.: 10/068,714**

**Group Art Unit: 3754**

**Filing Date: February 6, 2002**

**Examiner: Kenneth Bomberg**

**For: ELONGATED ORIFICE CLOSURE**

**EXPRESS MAIL LABEL NO: EL 999294302 US**  
**DATE OF DEPOSIT: June 9, 2004**

**EL 999294302US**

☐ Mail Stop AF ☒ Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL PURSUANT  
TO 37 CFR § 1.114**

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the  
above-identified application.

1. Submission required under 37 CFR § 1.114

☐ Previously submitted

☐ Consider the amendment(s)/reply under 37 CFR § 1.116 previously  
filed on . (Any unentered amendment(s) referred to above will  
be entered).

☐ Consider the arguments in the Appeal Brief or Reply Brief previously  
filed on .

☐ Other: .

☒ Enclosed

☐ Amendment/Reply under 37 CFR § 1.116

- ☐ Affidavit(s)/Declaration(s)
- ☒ Information Disclosure Statement (IDS)

Applicant submits the enclosed office actions and responses in United States Patent Application Number 09/780,760, which discloses a closure having some features similar to those disclosed in the present application. Applicant notes that the two applications share a common inventive entity.

☐ Other:

## 2. Miscellaneous

- ☐ Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed three (3) months; Fee under 37 CFR §1.17(i) required)

### FEE CALCULATION:

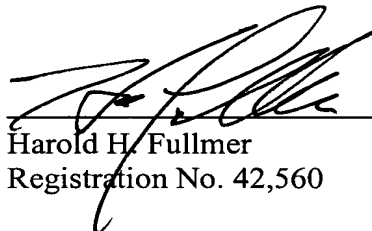
				SMALL ENTITY		NOT SMALL ENTITY	
<input checked="" type="checkbox"/> RCE BASIC FILING FEE				\$385.00	\$	\$770.00	\$770
	CLAIMS REMAINING AFTER RCE	HIGHEST NO. PAID FOR	EXTRA				
TOTAL CLAIMS	24	26 (20 MINIMUM)		\$9 EACH	\$	\$18 EACH	\$
INDEP. CLAIMS	2	3 (3 MINIMUM)		\$43 EACH	\$	\$86 EACH	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$145	\$	\$290	\$
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$55	\$	\$110	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$210	\$	\$420	\$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$475	\$	\$950	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$740	\$	\$1480	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME (May only be taken when filing RCE in lieu of Appeal Brief)				\$1005	\$	\$2010	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				Minus	(\$ )	minus	(\$ )
<input type="checkbox"/> TERMINAL DISCLAIMER				\$55	\$	\$110	\$
TOTAL FEE DUE					\$		\$ 770.00

- ☒ A check in the amount of **\$770.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge Deposit Account No. 23-3050 in the amount of \$       .00. This sheet is attached in duplicate.

- ☐ A response to the \_\_\_\_\_ dated \_\_\_\_\_ was due on \_\_\_\_\_. Petition is hereby made under 37 CFR § 1.136(a) to extend the time period for response from \_\_\_\_\_ to and through \_\_\_\_\_ comprising an extension of the shortened statutory period of \_\_\_\_\_ month(s).
- ☐ A Notice of Appeal was filed \_\_\_\_\_. An Appeal Brief is due on \_\_\_\_\_. Applicants are filing this Request for Continued Examination in lieu of this Appeal Brief. Petition is hereby made to extend the time period from \_\_\_\_\_ to \_\_\_\_\_ and through \_\_\_\_\_ comprising a total extension of \_\_\_\_\_ month(s).
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.
- ☒ The Commission is hereby authorized to charge payment of the above fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.

**SHOULD ANY DEFICIENCIES APPEAR** with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: June 9, 2004

  
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